

court didn't say, "You must deport these people." It said, "You may deport these people." It is up to the administration to determine that.

So I would hope that the administration would delay for the few weeks it may take for Congress to show our will on this matter and that we don't agree with the court. But, again, I hope this amendment doesn't pass because it sets a terrible precedent. It may even be unconstitutional. I am not sure.

But clearly we don't want to start passing bills that say you can't enforce a court order, because once you start down that road, where do you end? But I certainly do anticipate working to make sure that nobody is deported under this. I hope the administration will delay that, and we can move legislation quickly on that.

The Acting CHAIRMAN. The question is on the amendment by the gentleman from New York (Mr. FOSSELLA).

The amendment was agreed to.

Mr. SHAYS. Mr. Chairman, I would like to renew my unanimous consent and say to my colleagues that I have spoken to the author of the amendment, and he agrees with it. My unanimous consent is that the adoption by voice vote of the amendment offered by the gentleman from Indiana (Mr. PENCE) be vacated, to the end that the Chair put the question *de novo*.

The Acting CHAIRMAN. Is there objection to the request of the gentleman from Connecticut?

There was no objection.

The Acting CHAIRMAN. The question is on the amendment offered by the gentleman from Indiana (Mr. PENCE).

The question was taken; and the Acting Chairman announced that the yeas appeared to have it.

Mr. SHAYS. Mr. Chairman, I demand a recorded vote.

The Acting CHAIRMAN. Pursuant to clause 6 of rule XVIII, further proceedings on the amendment offered by the gentleman from Indiana will be postponed.

Mr. MOLLOHAN. Mr. Chairman, I move very slowly to strike the last word.

The Acting CHAIRMAN. The gentleman from West Virginia is recognized for 5 minutes.

Mr. MOLLOHAN. Mr. Chairman, we are awaiting the arrival of the unanimous consent, which has been a long time coming, and it is still slow in arriving. Once it gets here, it will facilitate and speed up our business for the day. It will allow us to, in an orderly fashion, finish our business on CJS, not as expeditiously as we would like. If he hadn't just arrived, I would have been asking my ranking minority member to get up and contribute to this.

Mr. Chairman, I yield back the balance of my time, and I move that the Committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. MORAN of Virginia) having assumed the

chair, Mr. HASTINGS of Florida, Acting Chairman of the Committee of the Whole House on the state of the Union, reported that that Committee, having had under consideration the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes, had come to no resolution thereon.

**PROVIDING FOR FURTHER CONSIDERATION OF H.R. 3093, COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2008**

Mr. MOLLOHAN. Mr. Speaker, I ask unanimous consent that, during further consideration of H.R. 3093 in the Committee of the Whole pursuant to House Resolution 562, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except:

Pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate;

An amendment by Mr. PRICE of Georgia regarding funding for the Executive Office of Immigration Review;

An amendment by Mr. CAMPBELL of California reducing funds in the bill by 0.05 percent, which shall be debatable for 30 minutes;

An amendment by Mr. CAPUANO regarding funding for young witness assistance;

An amendment by Mr. CONAWAY regarding use of reductions made through amendment for deficit reduction;

An amendment by Mr. GARRETT of New Jersey limiting funds for attendance at international conferences;

An amendment by Mr. INSLEE regarding Federal law enforcement on tribal land;

An amendment by Ms. JACKSON-LEE of Texas regarding the early release of prisoners;

An amendment by Ms. JACKSON-LEE of Texas regarding transit workers' access to interoperable communications;

An amendment by Ms. JACKSON-LEE of Texas regarding the safety of the International Space Station;

An amendment by Mr. JORDAN of Ohio reducing funds in the bill by 3 percent, which shall be debatable for 30 minutes;

An amendment by Mr. MACK or Mr. FLAKE limiting funds for certain FBI letters unless certain reporting requirements are met;

An amendment by Mr. MCHENRY limiting funds to award a grant or contract on the basis of race, ethnicity or sex;

An amendment by Mrs. MUSGRAVE reducing funds in the bill by 0.5 percent, which shall be debatable for 30 minutes;

An amendment by Mr. OBEY regarding earmarks;

An amendment by Mr. PRICE of Georgia reducing funds in the bill, which shall be debatable for 30 minutes;

An amendment by Ms. LINDA T. SANCHEZ of California regarding the State Criminal Alien Assistance Program;

An amendment by Mr. TANCREDO or Mr. HUNTER limiting funds for the Security and Prosperity Partnership;

An amendment by Mr. UPTON, Ms. HARMAN, Mr. LIPINSKI, or Mr. INGLIS of South Carolina regarding use of Energy Star certified light bulbs;

An amendment by Mr. WELDON of Florida limiting Community Oriented Policing funds for State and local governments acting in contravention of section 642 of the Illegal Immigration Reform and Immigrant Responsibility Act;

An amendment by Mr. WELDON of Florida or Mr. KING of Iowa limiting State Criminal Alien Assistance Funds for State and local governments acting in contravention of section 642 of the Illegal Immigration Reform and Immigrant Responsibility Act;

An amendment by Mr. KING of Iowa limiting State Criminal Alien Assistance Funds for State and local governments unless certain reporting requirements are met;

An amendment by Mr. KING of Iowa regarding a study of aliens in prison;

An amendment by Mr. KING of Iowa limiting funds to employ workers described in section 274A of the Immigration and Nationality Act;

An amendment by Mr. KING of Iowa limiting funds for the Institute for Scientific Research, the West Virginia High Tech Consortium Foundation, the Vandalia Heritage Foundation, the MountainMade Foundation; or the Canaan Valley Institute; and

An amendment or amendments by Mr. MOLLOHAN regarding funding levels.

Each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Commerce, Justice, Science, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from West Virginia?

There was no objection.